IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SECOND DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION Nos.17590, 17606 & 20632 of 2003

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WRIT PETITION No: 17590 of 2003

Between:

P.R.S. Kumar S/o Narsimha Murthy
O/o The Assistant Commissioner of Labour Adilabad,
Adilabad District

..... PETITIONER

AND

1 The Executive Engineer, N.S.C., Division,
Miryalaguda, Nalgonda District
2 The Deputy Executive Engineer, N.S.C., Sub Division - III,
Miryalaguda, Nalgonda District
3 The Superintending Engineer, N.S. Project,
Vijayapuri North, Nalgonda District
4 The Engineer-in-Chief, Irrigation Department
Andhra Pradesh, Errum Manzil, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the

circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of CERTIORARI to call for the records related to and connected with the order of Andhra Pradesh Administrative Tribunal dated 26--3-2003 rendered in O.A.No. 1890 of 1996 and Proceedings No. AB/C2/WCE/411M dated 13-3-1996 of the first respondent and quash or set aside the same with all consequential benefits.

Counsel for the Petitioner: MR.P.NAVEEN RAO

Counsel for the Respondents: GP FOR SERVICES-II

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WRIT PETITION NO : 17606 of 2003

Between:

G. Venkat Swamy, s/o Kishan,
O/o The Director of Treasuries and Accounts, Govt., of A.P.,
Hyderabad.

..... PETITIONER

AND

1 The Executive Engineer, N.S.C.Division, Miryalaguda,
Nalgonda District.
2 The Deputy Executive Engineer, N.S.C.,Sub-Division-III,
Miryalaguda, Nalgonda District.
3 The Superintending Engineer, N.S.Porject, Vijayapuri North,
Nalgonda District.
4 The Engineer-in-Chief, Irrigation Department
Andhra Pradesh, Errum Manzil, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of certiorari to call for the records related to and connected with the order of Andhra Pradesh Administrative Tribunal dated 26-03-2003 rendered in O.A.No.1898 of 1996 and proceedings No.AB/C2/WCE/411M dated 13-03-1996 of the first respondent and quash or set aside the same with all consequential benefits.

Counsel for the Petitioner: MR.P.NAVEEN RAO

Counsel for the Respondents: GP FOR SERVICES-II.

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WRIT PETITION NO : 20632 of 2003

Between:

M. Prem Kumar, S/o. Surya Prakash Rao
O/o. The Asst. Labour Officer, Kaikalur, Krishna Dist.

..... PETITIONER

AND

1 The Executive Engineer, N.S.C. Division, Miryalaguda, Nalgonda Dist.
2 The Deputy Executive Engineer, N.S.C. Sub Division - IV, Nadigudem, Nalgonda Dist.
3 The Superintending Engineer, N.S. Project, Vijayapuri North,

Nalgonda Dist.

4 The Engineer-in-Chief, Irrigation Department, A.P. Errum Manzil, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of CERTIORARI to call for the records related to an connected with the order of A.P. Administrative Tribunal dated 26-3-2003 rendered in O.A. No. 1930 of 1996 and Proceedings No. AB/C2/WCE/415M dated 13-6-1996 of the first respondent and quash or set aside the same with all consequential benefits.

Counsel for the Petitioner: MR.P.NAVEEN RAO

Counsel for the Respondents: GP FOR SERVICES-II.

The Court made the following:

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ORAL COMMON ORDER:- (PER GB,J.)

All these Writ Petitions can be disposed of by a common order as they arise out of a common order, dated 26.03.2003, passed by the A.P. Administrative Tribunal in O.As.1898 and 1930 of 2003.

2. The petitioners were initially appointed as Helpers in Andhra Pradesh State Construction Corporation, and subsequently, they were promoted. Consequent, to the closure of A.P. State Construction Corporation, they were posted to work in the State Government in various offices. Finally, when they were asked to take the scale of Helper Grade-II, they filed O.A.Nos.1898 and 1930 of 1996 before the Tribunal.

3. The learned Tribunal, after considering the matter, dismissed the O.As. by an order, dated 26.03.2003, against which the present Writ Petitions have been filed.

4. The scenario is now changed substantially.

5. Learned counsel for the petitioner submits that after working in various State Government offices, the names of the petitioners were kept in surplus manpower cell, and subsequently, they were posted as attenders in various other Government offices. In view of this, no case survives for consideration.

6. Accordingly, the Writ Petitions are closed, as no further orders are necessary consequent on their appointments as attenders in other Government Offices. No costs.

7. However, the orders of the Tribunal are modified to the extent indicated above.

G. BIKSHAPATHY, J.

P.S. NARAYANA, J.

Date: 02.02.2005

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To

1 The Executive Engineer, N.S.C., Division,
Miryalaguda, Nalgonda District
2 The Deputy Executive Engineer, N.S.C., Sub Division - III,
Miryalaguda, Nalgonda District
3 The Superintending Engineer, N.S. Project,
Vijayapuri North, Nalgonda District
4 The Engineer-in-Chief, Irrigation Department
Andhra Pradesh, Errum Manzil, Hyderabad

5 The Registrar, A.P. Administrative Tribunal, Hyderabad.

6 2 CCs to the G.P. for Services-II, High Court of A.P., Hyderabad (OUT).

7 2 CD copies